

1 The -- that case came on the heels of a case called Holt vs.  
2 Osteopathic College where the attorney general had made the  
3 same attack, or, or some donors had made the attack, on the  
4 grounds that an osteopathic college couldn't operate an  
5 allopathic college because the, the -- because of what the  
6 articles said, "this is our specific purpose." In late '79,  
7 the Corporations Code of California was, was amended and a  
8 provision was, was put in the Corporations Code that specified  
9 the provisions that were to be a part of the, a part of the  
10 articles of incorporation. We copied that code section verba-  
11 tim when we adopted the, the articles of, of Translator TV,  
12 and I should say that, that during this time there was what  
13 was sometime referred to as a "reign of terror" in California  
14 with the attorney general's office attacking nonprofits that  
15 they felt were going out beyond the, the articles. The  
16 Worldwide Church of God, for example, was challenged because  
17 it sent its, its directors overseas to look at some missionary  
18 activities and they didn't say anything about it in their  
19 articles but they said, "Well, be engaged in foreign mis-  
20 sions." Gene Scott's organization, the -- was, was, was being  
21 challenged. And, so, the, the legislature passed this amend-  
22 ment, which I believe is Section 9130 of the California  
23 Corporations Code, that outlined what should be in the arti-  
24 cles. Now, it said that you could have -- you could say that  
25 this corporation is operated exclusively or primarily for

1 | religious purposes. We realized that the corporation was  
2 | going to be doing -- wasn't just going to be exclusively, per  
3 | se, religious, that there were going to be some other things  
4 | that the attorney general might not say were going to be  
5 | religious but -- so we, we didn't use the word "exclusively."  
6 | There was a provision the -- also to say we could add some  
7 | extra purpose if you want. The bar association, the, the  
8 | California Bar, however, recommended that you not add anything  
9 | else unless it was necessary for federal or for state tax  
10 | purposes, and so we didn't do that. Now, the theory is that  
11 | if you just say religious, which we did, you can engage in --  
12 | you know, the, the, the door is really open for you to engage  
13 | in anything that you might put the label "religious" on with-  
14 | out running down a list of all the things that you're going to  
15 | do, and so that's why the assistance to minorities was not  
16 | mentioned in those articles, because the, the safest practice,  
17 | particularly back in 1980, was not to be specific because it  
18 | could get you in trouble. If you left something out, the  
19 | attorney general could shoot you down. That case that I've  
20 | mentioned, the Queen of Angels case, was confirmed in a -- as  
21 | late as 1988 as being a valid decision and it has never been  
22 | overturned in the, in the California courts, and, in fact, the  
23 | secretary of state sends out a little booklet, "Recommended  
24 | Forms" and it, it, it has the -- cites the code section that,  
25 | that I've referred to. It had been my practice up until this

1 "reign of terror" as I spoke of to make up about 20 different  
2 things that corporation is going to do but in 1980 we stopped  
3 doing that.

4 JUDGE CHACHKIN: Well, that still doesn't explain to  
5 me why in any other document, whether it was official or  
6 nonofficial --

7 MR. JUGGERT: Yeah.

8 JUDGE CHACHKIN: -- the corporation didn't state its  
9 intention to do anything else other than to -- for religious  
10 purposes.

11 MR. JUGGERT: The, the only other article I would  
12 have been involved with would have been the 1023, and the, the  
13 general rule of thumb there is, is, is to focus on the, the  
14 activities that fall within the, the code section as, as  
15 activities for an exempt organization. Now, there are -- if  
16 you notice at the, at the beginning of this form, that is  
17 page 1, there are activity codes, and we, we try to be as  
18 accurate as possible there. There are corporations that you  
19 can get involved with that, that promote the rights of -- oh,  
20 minority rights, that type of thing. But this was a religious  
21 corporation. It was going to do that type of -- engage in  
22 that type of activity only incidentally as, as a part of its,  
23 its religious activities. It was going to be an important  
24 part of it but the IRS was primarily focusing on source of  
25 income and what you're doing from -- of a religious nature.

1 JUDGE CHACHKIN: But, again, you're not aware of any  
2 documents other than -- and I'm not limiting myself just to  
3 these facts documents --

4 MR. JUGGERT: Right.

5 JUDGE CHACHKIN: -- the articles, whereby the corpo-  
6 ration ever stated that it was established for any other  
7 purpose besides religious.

8 MR. JUGGERT: No, I'm not. No, I'm not.

9 JUDGE CHACHKIN: Go ahead, Mr. Cohen.

10 BY MR. COHEN:

11 Q I'm, I'm having a hard time reconciling the, the  
12 testimony you just gave with, with the letter you wrote on  
13 December 1, 1992, to your accountant, and I have reference to  
14 page 56 of Glendale Exhibit 218, and I direct your attention  
15 to the second paragraph of the letter that you wrote to  
16 Jim Guinn.

17 A Which one is it?

18 Q December 1, 1992, the second paragraph of the let-  
19 ter.

20 JUDGE CHACHKIN: What page is this of the exhibits?

21 MR. COHEN: 56, Your Honor.

22 MR. JUGGERT: Is this --

23 BY MR. COHEN:

24 Q And ignore the bracket which was put in by my office  
25 and I --

1 A Well, I don't have that document with me any more.

2 Q Well, you should have it for purposes of my ques-  
3 tion.

4 A Which paragraph?

5 Q Page -- paragraph 2 of page 56 and, as I say, I'm  
6 having great difficulties squaring your testimony that you  
7 just gave to the judge with the statement that you made to  
8 your own accountant, which states that, "National is a non-  
9 profit religious corporation engaged in Christian television."  
10 Have I read that right?

11 A Yes, that's correct.

12 Q It says nothing else.

13 A Yes, it didn't. No, it doesn't.

14 Q And this was, this was not a document to be filed  
15 with the State of California, correct?

16 A That's correct.

17 Q This was not a document which dealt with NMTV's tax  
18 status, am I correct?

19 A Yes, it did deal with NMTV's tax status potentially.

20 Q Potentially, okay. Well, the record will speak for  
21 itself, I guess --

22 A But maybe if you find --

23 Q -- Mr. Juggert, as to why you described it, why you  
24 described NMTV as you did to your accountant, and I have no  
25 further questions on that point. Mr., Mr. -- my friend

1 Mr. Topel may have questions.

2 A Well, there is a good explanation why I said that.

3 Q Well, what is your explanation?

4 A This -- I was trying to cast this in the light as  
5 favorable as possible for Mr. Guinn to let him know that money  
6 that had been dedicated to one religious corporation, that is,  
7 Trinity Christian Center, was going to be utilized by another  
8 religious corporation that was engaged in the same type of  
9 activities. By doing so, I hoped to gain a, a favorable  
10 response from him because at least we could have said that we  
11 were using the money from one corporation that was engaged in  
12 the same type of activities as the recipient.

13 Q I see.

14 JUDGE CHACHKIN: My curiosity is piqued. What other  
15 activities had NMTV engaged in where it's used funds which it  
16 solicited from the public?

17 MR. JUGGERT: Other than, other than --

18 JUDGE CHACHKIN: Religious purposes.

19 MR. JUGGERT: Other than, other than religious  
20 purposes?

21 JUDGE CHACHKIN: Yes.

22 MR. JUGGERT: I'm not a board member but I, by way  
23 of talking to, to other board members, I'm just aware that  
24 there are -- that they have made efforts through their  
25 Portland station to reach out to the minorities and to help

1 the minorities.

2 JUDGE CHACHKIN: Are you aware of any -- well, I  
3 thought when you were answering the question that you had some  
4 knowledge of some activities that NMTV had engaged in other  
5 than using the funds for religious purposes. Do you have  
6 specific knowledge of any funds being expended for any other  
7 purpose?

8 MR. JUGGERT: I have to -- not as I sit here I  
9 don't.

10 JUDGE CHACHKIN: All right. Go ahead, Mr. Cohen.

11 BY MR. COHEN:

12 Q I had one other question that you may have responded  
13 to but I'm not clear on it and that's on page 80 of the letter  
14 that you wrote to Cal Burton in the -- this is still part of  
15 Glendale Exhibit 218, and I have reference to the last sen-  
16 tence of the letter where you state to Mr. Burton, "The new  
17 terms place Reverend Hill at risk under the self-dealing  
18 provisions of Section 9243 of the, of the Corporations Code  
19 which requires, among other things -- among other conditions  
20 that a transaction that benefits a director be for the benefit  
21 of the religious organization, and that the terms of the  
22 transaction be fair and reasonable as to the corporation."

23 A Yes.

24 Q And my question is, is -- the self-dealing provi-  
25 sions of Section 9243, were those your concern in, in writing

1 | that sentence?

2 |       A     Yes, that's different than conflict of interest.

3 |       Q     And describe, if you can, the self-dealing provi-  
4 | sions of that section.

5 |       A     Okay, well, Mr. -- Reverend Hill would have been on  
6 | the board of, of National Minority, which would have been  
7 | providing the money to Community Brace, of which Mr., Mr. Hill  
8 | was to be a shareholder. The, the transaction would have,  
9 | would have benefitted Reverend Hill in the sense that he would  
10 | have, would have had the potential of, of gleaning value in  
11 | the stock and dividends, income from their corporation. The  
12 | fact that Community Brace is making money doesn't necessarily  
13 | benefit National Minority, the one putting up the money that  
14 | he was on the board of, and that's what's -- it's, it's  
15 | self-dealing in the sense that he benefits personally but not  
16 | necessarily National Minority. In fact, National Minority  
17 | could be in debt a million and a half dollars and never be  
18 | paid back.

19 |       Q     So the bottom line is Reverend Hill stood to profit  
20 | handsomely if this transaction had been effectuated under  
21 | certain circumstances, isn't that correct?

22 |       A     Well, I mean, yeah, assuming that it's a very prof-  
23 | itable enterprise.

24 |       Q     I'd like to turn to another, another subject. There  
25 | came a time that Reverend Aguilar resigned as a board member



1 of NMTV, you, you recall that?

2 A Yes.

3 Q Isn't it true that you talked with Jane Duff about  
4 the desirability of removing Philip Aguilar as a director,  
5 either by asking him to resign or removing him?

6 A I talked to her about Reverend Aguilar concerns. I  
7 don't think I discussed removal.

8 Q Now you say you, you talked with Mrs. Duff about --  
9 well, you tell me. What did you talk to Mrs. Duff about  
10 concerning -- this is concerning Reverend Aguilar relinquish-  
11 ing his directorship. Tell me, did you not discuss that  
12 subject?

13 A I, I discussed statements that I heard about  
14 Reverend Aguilar's ministry that caused me grave concern.

15 Q Grave concern? What do you mean by grave concern?

16 A About his morals.

17 Q And what did you tell Jane Duff?

18 A I related to her the reports that, that, that I had  
19 heard, that the -- his church was in chaos and that, that a  
20 lot of allegations had surfaced about Reverend Aguilar's moral  
21 conduct.

22 Q And did you tell him that you -- did you tell her  
23 you thought this could have an impact upon him serving as  
24 director of NMTV, or continuing to serve as a director?

25 A I don't recall if I made -- was that specific, but

1 | it was certainly implied in what I said.

2 |       Q     And you were concerned because of your Trinity hat,  
3 | correct?

4 |       A     Reverend Aguilar was very highly identified with  
5 | Trinity Broadcasting and I was concerned about that as well.

6 |       Q     So you were concerned both about NMTV and about  
7 | Trinity.

8 |       A     I would say that's true.

9 |       Q     And you were concerned that his conduct as had been  
10 | reported could have a very bad impact on both Trinity and  
11 | NMTV, is that, is that a fair statement?

12 |       A     Trinity and, and NMTV both could have been impacted  
13 | by it. That's why I was talking to Jane.

14 |       Q     And you told her of your concerns.

15 |       A     Yes.

16 |       Q     And what did she say to you?

17 |       A     She was -- expressed similar concern.

18 |       Q     Now, didn't that concern that both of you discussed  
19 | deal with the matter of Reverend Aguilar's continuation as a  
20 | director of NMTV?

21 |       A     I think it was much, much broader than that.

22 |       Q     What do you mean by that?

23 |       A     In the sense that, that Reverend Aguilar's ministry  
24 | had been very, very beneficial to the Orange County area, and  
25 | had, had made a substantial impact on the area, and Trinity

1 had done a great deal to help him, and Trinity had more or  
2 less put its name behind Reverend Aguilar, and I was concerned  
3 about the reputation of, of Trinity if newspaper headlines  
4 were to, to put in print what I'd heard.

5 Q And you were also concerned about NMTV.

6 A I was concerned about his ability to continue to  
7 function as a director.

8 Q And isn't it accurate that you made Mrs. Duff aware  
9 of your concern about his, his ability to function as an  
10 effective director?

11 A I think that was implied in what I was saying.

12 Q And did you have a similar conversation with  
13 Paul Crouch?

14 A I think I talked to Paul Crouch in more general  
15 terms.

16 Q What do you mean by that?

17 A I think that Paul was aware of the same rumors and  
18 reports that I was. I just expressed a concern.

19 Q And, and give me your, your, your best recollection  
20 of the, of the substance of what you told him.

21 A Just that I was concerned about the status of the  
22 Set Free Church, and just, just where -- if it was going to  
23 survive.

24 Q Now, did, did Paul Crouch respond to you?

25 A He said he -- just that he was very concerned him-

1 self. He told me, at some point he told me that he'd had a  
2 real heart-to-heart talk with Mr. Aguilar, a very, very frank  
3 discussion.

4 Q And did he tell you what he said --

5 A No.

6 Q -- to Reverend Aguilar?

7 A No.

8 Q You never asked him?

9 A No.

10 Q And did he tell you what Reverend Aguilar responded?

11 A No, he didn't.

12 Q Did he tell you the reason he had had the -- was it  
13 a heart-to-heart talk? Was that the term you used?

14 A A very frank talk.

15 Q A very frank talk with --

16 A Yes.

17 Q Did he tell you why he had a, a frank talk?

18 A I gathered from the conversation that it was because  
19 he had heard the same rumors that I had.

20 Q And do you recall what the -- when that, that talk  
21 that he had occurred in reference to when Pastor Aguilar  
22 resigned?

23 A I don't know.

24 Q If I gave you the date of the resignation would that  
25 help you?

1           A     I think that the -- yes, it would. I think it would  
2 help.

3                   MR. COHEN: Could we go off the record for a second?

4                   JUDGE CHACHKIN: Yes.

5                   (Whereupon, a brief recess was taken.)

6                   JUDGE CHACHKIN: Go ahead. We're back on the  
7 record.

8                   BY MR. COHEN:

9           Q     I think for purposes of trying to refresh your  
10 recollection, you could -- you should focus on April of 1993.  
11 Was -- that was the time when, or thereabouts, when  
12 Reverend Aguilar resigned.

13          A     Well, I think this was back in the fall of 1992,  
14 though.

15          Q     Now, as far as your conversations with Mrs. Duff on  
16 this point, you had more than one conversation with her on  
17 this matter, didn't you?

18          A     Yes, I did.

19          Q     And give me your best recollection of how many  
20 conversations you had with her.

21          A     Probably two. Two for sure, perhaps three.

22          Q     And give me your best recollection as to when they  
23 occurred, you know, approximately.

24          A     Like I said, I just remember it was the fall of '92.

25          Q     And were these two-way conversations between you and

1 Mrs. Duff?

2 A Yes.

3 Q No one else was privy to them?

4 A Telephone.

5 Q Now, do you have any information, Mr. Juggert, or

6 any knowledge as to whether any representative, employee,

7 officer, director, agent of either NMTV or Trinity requested

8 that Reverend Aguilar resign?

9 A No, I don't.

10 Q You have no specific knowledge.

11 A No.

12 Q Do you have any general knowledge?

13 A No, I don't.

14 Q You just know that Paul Crouch had a real

15 heart-to-heart talk with Aguilar, is that correct?

16 A Yes, yes.

17 Q Now, insofar as the -- asking you about the conver-

18 sation that Paul Crouch had with Reverend Aguilar which was

19 reported to you. He told you it was a very candid conversa-

20 tion, is that correct?

21 A Yes.

22 Q And didn't he tell you that Reverend Aguilar was not

23 pleased with that conversation?

24 A That's true.

25 Q I'd like to turn to another matter and, if you

1 would, please direct your attention to Mass Media Bureau  
2 Exhibit 368.

3 MR. TOPEL: You need Volume 6.

4 (Pause.)

5 BY MR. COHEN:

6 Q 368, Exhibit 368 is entitled "Secured Promissory  
7 Note," am I correct?

8 A Yes.

9 Q Yeah, and would you spend a few minutes and review  
10 that document please, and read -- tell me when you've read it  
11 and reviewed it?

12 (Pause.)

13 MR. JUGGERT: Yeah, I'm familiar with it.

14 BY MR. COHEN:

15 Q And you drafted that secured promissory note, cor-  
16 rect?

17 A Yes, I did.

18 Q Now, when you drafted that note, were you represent-  
19 ing both parties, that is, NMTV and Trinity Christian Center?

20 A In my mind, I was representing Trinity Christian  
21 Center.

22 Q Whom did you deal with in connection with this note?

23 A Jane Duff.

24 Q Did you ever tell Jane Duff that in your mind you  
25 were representing Trinity Christian Center?

1           A     No, I didn't.

2           Q     Is it your testimony that you believe she knew  
3 without you telling her that you were working -- you were  
4 acting on behalf of Christian Community Center [sic] and not  
5 NMTV?

6           A     I don't know if that was -- I don't know what her  
7 state of mind was.

8           Q     Do you have knowledge as to whether any lawyer was  
9 representing NMTV in connection with this secured promissory  
10 note?

11          A     Other than what I testified to before, I knew that  
12 Jane was in contact with Colby May.

13          Q     Do you know whether she discussed the terms of this  
14 secured promissory note with Colby May?

15          A     This particular one, no, I don't.

16          Q     Did you ask her?

17          A     No, I didn't.

18          Q     Did you assume she did?

19          A     I think that the, the body of this agreement came  
20 from, from Jane to me via Colby, and that it was one that  
21 Colby had used with Jane before.

22          Q     Do you know what happened to this document after you  
23 drafted it, to your knowledge?

24          A     Well, when I drafted it, there was the all the --  
25 none of the blanks were filled in, and I haven't seen a signed



1 copy of this other than in this proceeding. So somewhere  
2 along the line it was signed, the blanks filled in. It looks  
3 like Jane Duff's handwriting.

4 Q But you simply don't know if Mrs. Duff received any  
5 legal advice concerning this document.

6 A No, I don't.

7 JUDGE CHACHKIN: Are you through with this document?

8 MR. COHEN: I think so but I'm not sure, Your Honor.  
9 I'm just, I'm just reflecting on that if I could have a sec-  
10 ond.

11 BY MR. COHEN:

12 Q Now, I, I want to make sure that the record is  
13 clear. When you -- in connection with this secured promissory  
14 note, you've testified you did not discuss with Mrs. Duff that  
15 you were representing Trinity, that's correct?

16 A Yes.

17 Q And you didn't make her aware of that fact, that you  
18 were representing Trinity, did you?

19 A No, I didn't bring it up in that context.

20 Q Now, is it, is it your understanding that you  
21 knew -- strike that. Is it your understanding that she knew  
22 that you were representing Trinity when you prepared this  
23 document and you were not representing NMTV?

24 A I, I believe so.

25 Q You knew -- strike that. You believed that she knew

1 | you were representing --

2 |       A     Right.

3 |       Q     -- Trinity.

4 |       A     Yes.

5 |       Q     And how would she know that?

6 |       A     Because I -- when was this, August of '91?

7 |       Q     August 23, 1991.

8 |       A     I had done no work for NMTV other than incorporating  
9 | them 20 years ago, and changing the name.

10 |       Q     The telephone -- strike that. The, the innumerable  
11 | times that Mrs. Duff had spoken to you, and we can review this  
12 | if it's necessary, the innumerable times she had spoken to you  
13 | over the course of a year -- over the course of the years  
14 | concerning NMTV matters -- strike that, strike that, strike  
15 | that.

16 |           MR. COHEN: I'm done with this document, Your Honor.

17 |           JUDGE CHACHKIN: All right, we'll take a 10-minute  
18 | recess.

19 |           (Whereupon, a brief recess was taken from 3:02 p.m.  
20 | until 3:14 p.m.)

21 |           JUDGE CHACHKIN: Back on the record.

22 |           MR. COHEN: Thank you, Your Honor.

23 |           BY MR. COHEN:

24 |       Q     If I have asked you this before, Mr. Topel, tell me  
25 | and I'll withdraw the question. My notes are not clear.

1 JUDGE CHACHKIN: You want, you want to indicate that  
2 you're not the witness, Mr. Topel? Is that what you want --  
3 go ahead.

4 MR. TOPEL: I'm not the witness, Mr. Cohen.

5 MR. COHEN: But he, he keeps me honest, Your Honor.

6 BY MR. COHEN:

7 Q I have reference to Exhibit -- Mass Media Bureau  
8 Exhibit 337, the agreement to provide business services. The  
9 question -- and I don't know that I asked you before. If I  
10 did, either you or Mr. Topel tell me. When you drafted that  
11 document in connection with NMTV signing it, were you acting  
12 as counsel for both parties?

13 A No, I was acting as counsel for Trinity. This was  
14 intended for several other corporations.

15 Q Now, do you recall there came a time when TTI  
16 changed its name. I'd asked you about that earlier today,  
17 you --

18 A Yes.

19 Q Isn't it true that the first choice of the -- of TTI  
20 was not to have the word "minority" in its name?

21 A As I recall the, the first choice didn't have that  
22 word in it.

23 Q Did not have the word "minority."

24 A Right.

25 (Pause.)

1 MR. COHEN: Your Honor, if I could just have a  
2 minute, I think I'm finished. I just want to --

3 JUDGE CHACHKIN: All right, we'll go off the record.

4 MR. COHEN: -- review my notes for 1 minute.

5 (Whereupon, a brief recess was taken.)

6 BY MR. COHEN:

7 Q As part of your responsibilities in connection with  
8 representing Trinity, do you provide legal services for Media  
9 Services Agency?

10 A Media Services Agency is Trinity; that's a division  
11 of Trinity.

12 Q Yes.

13 A It's not a separate --

14 Q I --

15 A -- business or corporation.

16 Q I understand that. I said -- well, strike that.  
17 Let's start again. Have you -- in connection with providing  
18 legal services for Trinity, do you provide services for Media  
19 Services Agency?

20 A Yes.

21 Q Are you aware at the present time of what percentage  
22 Media Services Agency keeps for its services?

23 A The -- that, that agency or that division doesn't  
24 keep anything. It all goes to Trinity Christian Center.

25 Q Well, let me show you, if could approach the window

1 next -- Glendale Exhibit 214, which has been admitted into  
2 evidence, and it's the second paragraph, and it -- just, just  
3 read into the record the first sentence. Or read it to your-  
4 self, just read it to yourself.

5 A Okay. Okay, I've read it.

6 Q Okay. Now, that sentence states that "Media  
7 Services Agency will retain 15 percent of all cash receipts as  
8 commission for all air time sold on behalf of KMLM." My  
9 question is -- and that letter speaks as of April 8, 1991. My  
10 question, Mr. Juggert, as of today, are you aware as to  
11 whether that policy that's set forth therein is, is accurate  
12 or is it changed in terms of the -- what the number is?

13 A I, I, I have no knowledge.

14 Q You have no knowledge.

15 A No, the -- this is really Trinity Broadcasting,  
16 d/b/a/, Media Services Agency. That's the way to think of  
17 that.

18 Q I understand. I wasn't asking -- I was asking you  
19 about whether this 15 --

20 A I don't know if that's changed.

21 JUDGE CHACHKIN: Well, which answer is correct?  
22 He -- I thought you said it didn't keep anything for itself  
23 and this letter indicates he was sent commission.

24 MR. JUGGERT: Well, my, my point is that there's  
25 only one entity, and that's Trinity Christian Center. Media

1 Center -- Media Agency is just a d/b/a, and the bank account  
2 is in the name of Trinity Christian Center. It's just a  
3 fictitious name and --

4 JUDGE CHACHKIN: Well, what's the 15 percent commis-  
5 sion referred to in the letter all about?

6 MR. JUGGERT: I think that, that has to do with  
7 programming. Media Services Agency sells air time at Trinity  
8 Broadcasting Network, and that's the 15 percent that comes in.

9 JUDGE CHACHKIN: So that's talking about third  
10 parties.

11 MR. JUGGERT: Third parties, yes, the third parties.

12 BY MR. COHEN:

13 Q Do you, do you have any knowledge as to why this  
14 letterhead doesn't reflect that Media Services Agency is, is  
15 a -- is part of Trinity Broadcasting?

16 A Because it's not common in California to recognize,  
17 to, to use, the name of the principal when you use a d/b/a.  
18 Bullock's Robinson's department stores, they're all d/b/a's  
19 but you never know the name of the, the principal corporation.

20 MR. COHEN: I have no further questions, Your Honor.

21 JUDGE CHACHKIN: Who is cross-examining? Go ahead,  
22 Mr. Shook.

23 CROSS EXAMINATION

24 BY MR. SHOOK:

25 Q Hello, Mr. Juggert.

1           A     Hello.

2           Q     With respect to Trinity Broadcasting Network  
3 Corporation --

4           A     Yes.

5           Q     -- which I believe for the most part you've been  
6 referring to now as Trinity Christian Center of Santa Ana, is  
7 that the, what, the updated name or the new name for Trinity?

8           A     (No audible response.)

9           Q     Now, am I correct that you and Paul Crouch have been  
10 the only two persons who have been common directors

11          A     Correct.

12          Q     Now, am I correct that you and Paul Crouch have been  
13 the only two persons who have been common directors of Trinity  
14 Broadcasting Network and now Trinity Christian Center of Santa  
15 Ana from its inception in 1973?

16          A     That's correct.

17          Q     Now, who else has served with you and Paul Crouch on  
18 the board of TBN?

19          A     From its inception?

20          Q     Yes, sir.

21          A     Let's see, Demos Shakarian, who is the president of  
22 Full Gospel Businessmen; Paul Toberty; Pat Boone; a fellow  
23 named Howard Vandeman. There -- the -- Jim Bakker of PTL fame  
24 was one of the -- a board member briefly at the origins of the  
25 station. Let's see if I -- Jan Crouch, of course; and Ralph,

1 | Ralph Wilkerson, a pastor in, in Anaheim; and Jane Duff.

2 |       Q     Now, since 1978, has it been yourself, and  
3 | Paul Crouch, and then there was -- no. Who, who left immedi-  
4 | ately before Jane Duff became a director in 1979?

5 |       A     Let's see. Memory fades as you get older. I'm  
6 | trying to recall who was on before Jane.

7 |       Q     Well, let me, let me try to help you here. When  
8 | Jane was added to the board of TBN, weren't there only two  
9 | directors, yourself and Paul Crouch at that time?

10 |       A     I think that's, I think that's right.

11 |       Q     And how long a period of time was there when there  
12 | were only two directors, that being yourself and Paul Crouch?

13 |       A     It wasn't -- I don't think it over a year.

14 |       Q     But there was a period of time when --

15 |       A     There was a period when we were -- I think we were  
16 | the only two, yeah.

17 |       Q     And that was the period that immediately preceded  
18 | Jane becoming a director.

19 |       A     Jane Duff, right.

20 |       Q     Am I right?

21 |       A     I think you are. I, I'm not real certain on, on  
22 | that, that history.

23 |       Q     All right. I mean, the, the purpose of this is not  
24 | to really test your memory.

25 |       A     Yeah.



1           Q     I'm just trying to set the stage for, for what's  
2 happening later on. Now, when Jane Duff was added to the  
3 board of TBN, can you tell, can you tell us how that came  
4 about?

5           A     Yes, I can. We -- Paul Crouch had gone -- come back  
6 to Washington, DC, to consult with a former FCC commissioner  
7 and to ascertain if there were things that Trinity should be  
8 doing to be in accord with FCC policies and he was informed  
9 that there was an emphasis now upon minority involvement in  
10 terms of leadership, as well as female involvement in terms of  
11 leadership in corporations, and Paul returned and said that we  
12 needed to get in step with FCC policies, and we decided to  
13 bring Jane on board because she'd proved to be competent as an  
14 employee.

15          Q     Well, from that standpoint, do you have any recol-  
16 lection as to how long a period of time it was from the time  
17 Jane Duff was hired to work by Trinity to work as an employee  
18 until that time she became a director?

19          A     I, I think it was around 2 years. She'd been  
20 employed for a couple of years.

21          Q     That's your recollection?

22          A     Yes.

23          Q     That was the understanding you had when Jane Duff  
24 was brought onto the board, that she had been a Trinity  
25 employee for several years?